SUBJECT.—Procedure ro be followed in regard to payments on account of House Purchase Advances.

COMPTROLLER'S OFFICE, BANGALORE.

Circular No. 155—*Loans, dated* 19*th July* 1929.

To

The Heads of Departments,
Deputy Commissioners of all Districts and
all Treasury Officers.

As approved by Government in their letter No. Fl. 8199, dated 7th May 1929, the following detailed procedure is laid down in regard to payments on account of House Purchase Advances in cases in which prior encumbrances on the houses proposed to be purchased have to be discharged. In such cases the payment of the Government Advance and the discharge of the prior encumbrance have to be simultaneous as they are mutually inter-dependent.

(1) The amounts payable to the several parties out of the advances will be intimated by the Deputy Commissioner to the Sub-Registrar by means of a memo accompanied by—

(*a*) the payee's receipt endorsed in favour of the Sub-Registrar with the usual certificate of the Deputy Commissioner recorded thereon to the effect that the necessary documents have been executed by the grantee,

(*b*) the mortgage deed containing prior encumbrances,

(*c*) sale deed in favour of the grantee, and

(*d*) mortgage deed executed by the grantee in favour of Government for House Purchase Advance sanctioned to him.

(2) The amount of payee's receipt will be drawn by the Sub-Registrar and disbursed to the parties concerned and the amounts paid to them will be noted in the sale deed by him. He should also get the necessary endorsement of discharge by the prior mortgagee or mortgagees made on the prior mortgage deed before payment is made to the latter, and after the sale deed and the mortgage deed in favour of Government are registered, all these documents should be returned to the Deputy Commissioner for being kept in safe custody.

(3) Intimations of payments authorised by the Deputy Commissioner on account of House Purchase Advances according to this procedure will be sent by him to the head of the office concerned and the Audit Office and the countersignature by the head of office on payee's receipts in cases of this kind will be dispensed with.

(4) Necessary note of such Advances will be maintained in each office in the Register maintained for the purpose on receipt of intimation from Deputy Commissioners and punctual recovery of monthly instalments arranged for by the head of the office.

S. SHAMANNA,
Comptroller.

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

Notification No. R. Dis. 4 *of* 29-30, *dated the* 1*st August* 1929.

Under the provisions of Part X of the Code of Civil Procedure, 1911, and with the previous sanction of the Government of His Highness the Maharaja of Mysore, the Chief Court has made the following addendum *et* corrigendum to the First Schedule of the Civil Procedure Code :—

1. In Order XX of Schedule I to Civil Procedure Code, renumber the present rule 1 as sub-rule (1) and add the following as sub-rule (2) :—

"(2) The judgment may be pronounced by dictation to a short-hand writer in open court, where the presiding Judge has been specially empowered in that behalf by the Chief Court."

2. For Rule (3) of the said Order, substitute the following rule :—

"The judgment shall bear the date on which it is pronounced and shall be signed by the Judge and, when once signed, shall not afterwards be altered or added to, save as provided by Section 152 or on review, provided also that, where the presiding Judge is specially empowered by the Chief Court to pronounce his judgment by dictation to a short-hand writer in open court, the transcript of the judgment so pronounced shall, after such revision as may be deemed necessary, be signed by the Judge."